APR 1 8 2008

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE HONORABLE BOARD OF PATENT APPEALS AND INTERFERENCES

Appl. No. :

10/786,369

Confirmation No. 3406

Applicant :

Shozo KOYAMA et al.

Filed

February 26, 2004

TC/A.U.

1641

Examiner :

Shafigul Hag

Dkt. No. :

AMN-006-003

Cust. No. :

20374

I hereby certify that this paper is being facsimile transmitted on April 18, 2008, to the United States Patent and Trademark Office to facsimile number (571)273-8300.

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255.00 OP

Rønald J. Kubovcik

NOTICE OF APPEAL

To: Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

April 18, 2008

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated <u>October 19, 2007</u>, of the Primary Examiner finally rejecting claims <u>35 and 37</u>.

The items checked below are appropriate:

- XX A petition for an extension of time to respond to the final rejection was filed on <u>April 18, 2008</u>, for <u>3</u> months.
- 2. _ A timely response to the final rejection has been filed, as

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U.S. Patent Appln. S.N. 10/786,369 NOTICE OF APPEAL Atty. Case No. AMN-006-003 PATENT

provided in 841 O.G. 1411.

3. __ Fee \$ 510.00 or <u>XX</u> Small Entity \$255.00

XX Enclosed (as part of PTO-2038 for \$780.00)

__ Not required (fee paid in prior appeal)

In the event this paper is not considered to be timely filed, applicant hereby petitions for an appropriate extension of time. The fee for this extension may be charged to our Deposit Account No. 111833, along with any other additional fees which may be required with respect to this paper.

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